



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

October 5, 2006

Ordinance 15579

Proposed No. 2006-0309.1

Sponsors Constantine and Phillips

1 AN ORDINANCE relating to extending the waiver for
2 public benefit rating system and timberlands application
3 fees; and amending Ordinance 1076, Section 4, as
4 amended, and K.C.C. 20.36.040.

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7 **STATEMENT OF FACTS:**

8 1. Chapter 84.34 RCW authorizes counties to assess open space,
9 agricultural lands, and timberlands based on their current use rather than
10 their highest and best use in recognition of the public benefits that these
11 uses provide.

12 2. In 1992, the King County council approved Ordinance 1076
13 implementing the provisions of chapter 84.34 RCW and establishing
14 procedures, rules and fees for the consideration of applications for public
15 benefit rating system assessed valuation on "open space land" and for
16 current use assessment on "farm and agricultural land" and "timber land" as
17 those lands are defined in RCW 84.34.020.

18 3. In doing so, the King County council found that it is in the best interest
19 of the county to maintain, preserve, conserve and otherwise continue in
20 existence adequate open space lands for the production of food, fiber and
21 forest crops, and to assure the use and enjoyment of natural resources and
22 scenic beauty for the economic and social well-being of the county and its
23 citizens.

24 4. Since the establishment of King County's public benefit rating system,
25 more than six hundred landowners have enrolled, resulting in protection of
26 more than six thousand acres.

27 5. King County Comprehensive Plan policy E-101 directs that the county
28 should use incentives to protect and restore the natural environment
29 whenever practicable.

30 6. In order to facilitate applications to the public benefit rating system
31 program, the King County council approved Ordinance 15137 amending
32 K.C.C 20.36.040 to waive the application fee for the public benefit rating
33 system in 2005.

34 7. The King County council appropriated funding to the water and land
35 resources division in 2005 and 2006 to offset lost revenue for the fee waiver
36 and to increase the number staff dedicated to outreach and monitoring for
37 the public benefit rating system in 2005 and 2006.

38 8. With the implementation of the fee waiver and increase outreach to rural
39 land owners, applications to the public benefit rating system program

increased from fifty-six land owners in 2004, to eighty-four landowners in 2005.

8. The King County council would like to continue waive the application fee as a mechanism for facilitating participation in the public benefit rating system, and to extend the waiver to the timberlands program which provides an incentive to small forest land owners to continue forest uses.

9. Funds were appropriated to the water and land resources division in 2006 to support continuation of the fee waiver. However, the authority to offer the fee waiver expired at the end of 2005.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 1076, Section 4, as amended, and K.C.C. 20.36.040 are each hereby amended to read as follows:

A. Except as provided in subsection C. of this section, the applicant shall pay a current use filing fee as provided in K.C.C. 27.10.230, payable to the King County of finance and business operations division, for each open space, farm and agricultural or timber land application filed in calendar year 1973 or thereafter.

B. In the case of all farm and agricultural land applications, whether the application is based on land within or outside of an incorporated area, the entire fee shall be collected and retained by the county. In the case of open space or timber land applications based on land in an incorporated area of the county, where the city legislative authority has set no filing fee, the county fee shall govern and the entire fee shall be collected and retained by the county. Where the city legislative authority has established a filing fee for open space or timber land applications based on land in an incorporated area of the county, fees as set

63 forth in K.C.C. Title 27 shall be collected by the county from the applicant and the county
64 shall pay the city one-half of the fee collected; provided, that in no event shall the amount
65 paid to the city exceed the fee established by the city.

66 C. Public benefit rating system and timberlands application fees for lands in the
67 unincorporated areas shall be waived from (~~(April 1, 2005,))~~ the effective date of this
68 ordinance through December 31, (~~(2005))~~ 2007.

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Ordinance 15579 was introduced on 7/10/2006 and passed by the Metropolitan King
County Council on 9/5/2006, by the following vote:

Yes: 7 - Mr. Phillips, Mr. von Reichbauer, Mr. Dunn, Mr. Ferguson, Ms.
Hague, Mr. Constantine and Ms. Patterson
No: 1 - Ms. Lambert
Excused: 1 - Mr. Gossett

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Larry Phillips, Chair

ATTEST:

Anne Noris, Clerk of the Council

APPROVED this 13th day of September, 2006.

Ron Sims, County Executive

Attachments None

